

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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ENCOMPASS INSURANCE COMPANY OF  
MASSACHUSETTS,

Plaintiff,

v.

JOSEPH D. GIAMPA, FREDERICK T.  
GIAMPA, ADVANCED SPINE CENTERS, INC.  
d/b/a FIRST SPINE REHAB, FUTURE  
MANAGEMENT CORPORATION, FUTURE  
MANAGEMENT BUSINESS TRUST, EDWARD  
KENNEDY, BRIAN J. CULLINEY, D.C. and  
JENNIFER McCONNELL, D.C.,

Defendants.

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Case No. 05-11693 RCL

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(a)(2)**

Pursuant to Local Rule 7.1(a)(2), I hereby certify that I have conferred with counsel for the plaintiff and attempted in good faith to resolve or narrow the issues addressed in Defendants Brian J. Culliney, D.C. and Jennifer McConnell, D.C.'s Motion to Dismiss Plaintiff's First Amended Complaint and supporting Memorandum of Law. Unfortunately, no such resolution or narrowing was possible.

Respectfully submitted,

/s/ Thomas M. Ciampa

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Dated: November 1, 2005

**CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> day of November, 2005, a copy of the foregoing Certification Pursuant to Local Rule 7.1(a)(2) was served by first-class mail, postage prepaid, upon counsel of record for all other parties.

/s/ Thomas M. Ciampa

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Thomas M. Ciampa